

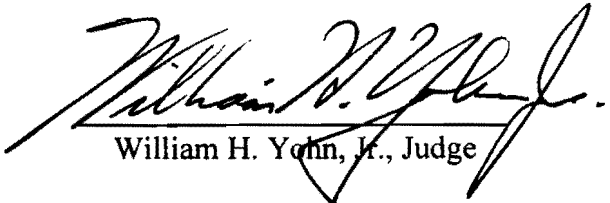
claims.

3. Plaintiff's motion for partial summary judgment as to the liability of Foamex and Christian under counts I and III is **DENIED**.

4. Plaintiff's motion for partial summary judgment as to the liability of Fidelity under count IV is **DENIED**.

5. Fidelity's motion to exclude the opinion of Dr. Dennis Logue on "authority" issues is **DENIED AS MOOT**.

6. Trial in this matter is scheduled for December 5, 2011, at 10:00 a.m.



William H. Yohn, Jr., Judge